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OFFICE OF PETITIONS

In re Application of :  
John A. Lawton et al :  
Application No. 10/779,865 : DECISION ON PETITION  
Filed: February 18, 2004 : UNDER 37 CFR 1.78(a)(3)  
Attorney Docket No. 102456-40308370 :

This is a decision on the renewed petition under 37 CFR 1.78(a)(3), filed September 18, 2006, to accept an unintentionally delayed claim under 35 U.S.C. §120 for the benefit of priority to the prior-filed nonprovisional application set forth in the concurrently filed amendment.

The petition is **DISMISSED** as moot in view of the granting of a petition under 37 CFR 1.78(a)(3) on April 4, 2006 in applicant's favor, as noted by the Examiner in the final Office action mailed October 4, 2006.

Any inquiries concerning this decision may be directed to the undersigned at (571) 272-3218. All other inquiries concerning either the examination procedures or status of the application should be directed to the Technology Center.

This application is currently before the Examiner of Technology Center Art Unit 1752 for appropriate action on the reply received March 30, 2007.

Frances Hicks  
Petitions Examiner  
Office of Petitions